3736  
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PTO/SB/21 (08-00)

Approved for use through 10/31/2002. OMB 0651-0031  
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**TRANSMITTAL  
FORM**

(to be used for all correspondence after initial filing)

Application Number	09/813,225
Filing Date	March 20, 2001
First Named Inventor	Orr et al.
Group Art Unit	3736
Examiner Name	P. Mallari
Attorney Docket Number	2181-4637US

**ENCLOSURES (check all that apply)**

- ☒ Postcard receipt acknowledgment (attached to the front of this transmittal)
- ☒ Duplicate copy of this transmittal sheet in the event that additional filing fees are required under 37 C.F.R. § 1.16
- ☐ Preliminary Amendment
- ☐ Response to Restriction Requirement/Election of Species Requirement dated
- ☒ Amendment in response to office action dated October 5, 2004
- ☐ Amendment under 37 C.F.R. § 1.116 in response to final office action dated
- ☐ Additional claims fee - Check No. in the amount of \$
- ☐ Letter to Chief Draftsman and copy of FIGS. with changes made in red
- ☐ Transmittal of Formal Drawings
- ☐ Formal Drawings ( sheets)

- ☐ Information Disclosure Statement, PTO/SB/08A; ☐ copy of cited references
- ☐ Supplemental Information Disclosure Statement; PTO/SB/08A; copy of cited references and Check No. in the amount of \$180.00
- ☐ Associate Power of Attorney
- ☐ Petition for Extension of Time and Check No. in the amount of \$
- ☐ Petition
- ☐ Fee Transmittal Form
- ☐ Certified Copy of Priority Document(s)
- ☐ Assignment Papers (for an Application)

- ☐ Terminal Disclaimer
- ☐ Terminal Disclaimer
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- ☐ Other Enclosure(s) (please identify below):

Remarks

The Commissioner is authorized to charge any additional fees required but not submitted with any document or request requiring fee payment under 37 C.F.R. §§ 1.16 and 1.17 to Deposit Account 20-1469 during pendency of this application.

**SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT**Firm or Individual name  
Brick G. Power

Registration No. 38,581

Signature  
*Brick G. Power*

Date

January 5, 2005

**CERTIFICATE OF MAILING**

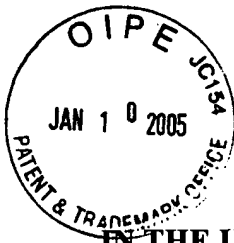
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January 5, 2005

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**PATENT**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

**In re Application of:**

Orr et al.

**Serial No.:** 09/813,225

**Filed:** March 20, 2001

**For:** REBREATHING METHODS  
INCLUDING OSCILLATING,  
SUBSTANTIALLY EQUAL  
REBREATHING AND NON-  
REBREATHING PERIODS

**Confirmation No.:** 3421

**Examiner:** P. Mallari

**Group Art Unit:** 3736

**Attorney Docket No.:** 2181-4637US

**CERTIFICATE OF MAILING**

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1/5/5  
Date

Brick G. Power  
Signature

Brick G. Power  
Name (Type/Print)

**AMENDMENT**

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

This Amendment is being filed in response to the Office Action dated October 5, 2004, the three-month shortened statutory period for response to which is set to expire on January 5, 2005.

**Amendments to the claims** are set forth in the listing of the claims, which begins on page 2 of this paper; and

**Remarks** start at page 14 of this paper.